

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: NATIONAL FOOTBALL LEAGUE
PLAYERS' CONCUSSION INJURY
LITIGATION

No. 12-md-2323-AB

MDL No. 2323

THIS DOCUMENT RELATES TO:

Plaintiffs' Master Administrative Long Form
Complaint and (if applicable)

Gay, et al. v. National Football League, et al.,
No. 2:12-cv-04573-AB

Alden Roche, Jr., Plaintiff
Linda Roche, Plaintiff

**PETITION TO ESTABLISH
ATTORNEY'S LIEN**

NOW COMES Petitioner, Norman F. Hodgins, III of the Hodgins Law Group, LLC, pursuant to an executed retainer agreement, and states as follows:

1. The Petitioner is an attorney at law, and files this Petition to establish his lien for attorney's fees as set forth hereinafter.
2. On or about September 2, 2013, the Petitioner and The Dugan Law Firm, APLC were retained and employed by the Plaintiffs, Alden Roche, Jr. and Linda Roche, pursuant to a contingency fee agreement for legal services, to pursue a claim for injuries and damages related thereto possibly caused by the National Football League and all other responsible parties' liability for former and/or retired NFL players' long-term brain injuries and other head injuries and damages associated with football-related concussions, head, and brain injuries.
3. The specifics of the contingency fee agreement are as follows: If no recovery (by settlement or trial) is obtained Client will not owe a legal fee or expenses. If the Petitioner and

The Dugan Law Firm, APLC obtain a settlement or judgement for Client, Client will pay to the Petitioner thirty percent (30%) of the gross recovery. Gross recovery is the total recovery prior to the repayment of expenses.

4. When Petitioner entered into a contract with Plaintiffs, Petitioner entered into the risk and expense of litigation before any settlement discussion had been held.

5. From the date the Petitioner was authorized to proceed on behalf of the Plaintiffs, the Petitioner has actively and diligently investigated, prepared, and pursued Plaintiffs' claims, and has taken all steps necessary to prosecute those claims, including, but not limited to, correspondence and communications with the clients, the preparation and filing of complaints, drafting and providing client updates, analyzing Plaintiff's medical status and reviewing medical records, preparing for and conducting teleconferences, and complying with every step of the Court's Case Management Orders.

6. The Plaintiffs have recently discharged the Petitioner as their attorney in this matter.

7. The Petitioner was not terminated by the Plaintiffs for cause, and the termination was not due to any malfeasance or other improper action on the part of the Petitioner.

8. The Petitioner claims the right to have a lien for attorney's fees and expenses established and enforced upon any sums to be derived from any settlement or judgement obtained or to be obtained by Plaintiffs in this action.

WHEREFORE, the Petitioner prays:

- A. That an attorney's lien be established;
- B. That the amount of the lien be determined;
- C. That the Court order that the Petitioner be entitled to enforce an attorney's

lien against the proceeds to be derived from any settlement or judgement in this action;

- D. That the Defendant or the Defendant's insurer be prohibited from paying the Plaintiffs and/or their present lawyer any sums of money until said lien has been satisfied;
- E. For such other and further relief as this Court deems just.

Dated: August 9, 2017

Respectfully submitted,

s/ Norman F. Hodgins, III

Norman F. Hodgins, III (LSBA No. 29909)

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CERTIFICATE OF SERVICE

I hereby certify that on August 9, 2017, I caused the foregoing *Petition to Establish Attorney's Lien* to be electronically filed with the United States District Court for the Eastern District of Pennsylvania via the Court's Electronic Case Filing (ECF) system, which will provide electronic notice on all parties registered for CM/ECF in the litigation.

s/ Norman F. Hodgins, III
Norman F. Hodgins, III